

Senate File 167 - Introduced

SENATE FILE 167
BY COMMITTEE ON LOCAL
GOVERNMENT

(SUCCESSOR TO SSB 1084)

A BILL FOR

1 An Act related to the compensation of elective county officers.
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 331.324, subsection 1, paragraph m, Code
2 2015, is amended to read as follows:

3 m. (1) Provide a deferred compensation program for any
4 employee, in accordance with section 509A.12.

5 (2) In relation to deferred compensation for elective
6 county officers, the board shall annually adopt by resolution a
7 limit on the amount of money that is not matched by an elective
8 county officer that a county may contribute to the deferred
9 compensation program during the calendar year next following
10 adoption of the resolution. Before adopting the resolution,
11 the board shall consider the recommended limit prepared by
12 the county compensation board pursuant to section 331.907,
13 subsection 1, paragraph "b".

14 Sec. 2. Section 331.401, Code 2015, is amended by adding the
15 following new subsections:

16 NEW SUBSECTION. 4. The board shall not approve for payment
17 a separation allowance or severance pay or compensation in
18 any form that is based upon length of service to the auditor,
19 treasurer, recorder, sheriff, or county attorney or to a
20 supervisor.

21 NEW SUBSECTION. 5. The board shall not approve combining
22 and paying in the aggregate any compensation, other than annual
23 salary, to the auditor, treasurer, recorder, sheriff, or county
24 attorney or to a supervisor.

25 Sec. 3. Section 331.434, subsection 5, Code 2015, is amended
26 to read as follows:

27 5. a. After the hearing, the board shall adopt by
28 resolution a budget and certificate of taxes for the next
29 fiscal year and shall direct the auditor to properly certify
30 and file the budget and certificate of taxes as adopted.
31 The board shall not adopt a tax in excess of the estimate
32 published, except a tax which is approved by a vote of the
33 people, and a greater tax than that adopted shall not be levied
34 or collected. A county budget and certificate of taxes adopted
35 for the following fiscal year becomes effective on the first

1 day of that year.

2 b. If the budget to be approved pursuant to paragraph "a"
3 contains an increase in compensation from the county budget for
4 the prior fiscal year for one or more elective county offices,
5 the board shall first adopt a separate resolution to approve
6 the increase for inclusion in the budget.

7 Sec. 4. Section 331.907, subsection 1, Code 2015, is amended
8 to read as follows:

9 1. a. The annual compensation of the auditor, treasurer,
10 recorder, sheriff, county attorney, and supervisors shall
11 be determined as provided in this section. The county
12 compensation board annually shall review the compensation
13 paid to comparable officers in other counties of this state,
14 other states, private enterprise, and the federal government.
15 In setting the salary of the county sheriff, the county
16 compensation board shall consider setting the sheriff's salary
17 so that it is comparable to salaries paid to professional
18 law enforcement administrators and command officers of the
19 state patrol, the division of criminal investigation of the
20 department of public safety, and city police agencies in this
21 state.

22 b. The county compensation board shall annually prepare
23 a recommended compensation schedule for the elective county
24 officers for the succeeding fiscal year. A recommended
25 compensation schedule requires a majority vote of the
26 membership of the county compensation board. The county
27 compensation board shall also annually prepare a recommended
28 limit on the amount of money that the county may contribute as
29 deferred compensation for elective county officers that is not
30 matched by the elective county officers, as provided in section
31 331.324, subsection 1, paragraph "m", during the next following
32 calendar year for inclusion in the recommended compensation
33 schedule. Adoption of a recommended compensation schedule
34 and a recommended limit under this paragraph require separate
35 majority votes of the membership of the county compensation

1 board.

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EXPLANATION

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The inclusion of this explanation does not constitute agreement with
4 the explanation's substance by the members of the general assembly.

4

5 This bill relates to the compensation of elective county
6 officers.

7 The bill requires that the county compensation board
8 annually prepare a recommended limit on the amount of money
9 that the county may contribute in deferred compensation to an
10 elective county officer during the following calendar year
11 for inclusion in the county compensation board's recommended
12 compensation schedule. The recommended limit is required to be
13 approved by a separate majority vote of the county compensation
14 board. The bill also requires that the county board of
15 supervisors annually adopt a resolution to set a contribution
16 limit.

17 The bill also prohibits the board of supervisors from
18 approving payment of a separation allowance or severance pay
19 or compensation in any form that is based upon length of
20 service to the auditor, treasurer, recorder, sheriff, or county
21 attorney or to a supervisor. The bill further prohibits the
22 board of supervisors from approving combining and paying in the
23 aggregate any compensation, other than annual salary, to the
24 auditor, treasurer, recorder, sheriff, or county attorney or to
25 a supervisor.

26 The bill also requires that the board of supervisors adopt a
27 separate resolution if the board seeks to approve for inclusion
28 in the county budget an increase in compensation for one or
29 more elective county offices when compared to the prior fiscal
30 year.